

Translation

PATENT COOPERATION TREATY

PCT/JP2003/010188



PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

09 FEB 2005

Applicant's or agent's file reference PCTJP30005	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/JP2003/010188	International filing date (day/month/year) 08 August 2003 (08.08.2003)	Priority date (day/month/year) 12 August 2002 (12.08.2002)
International Patent Classification (IPC) or national classification and IPC B60N 2/06, 2/14, 2/16		
Applicant TOYOTA SHATAI KABUSHIKI KAISHA		

1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.

2. This REPORT consists of a total of 5 sheets, including this cover sheet.

☐ This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).

These annexes consist of a total of _____ sheets.

3. This report contains indications relating to the following items:

- I ☒ Basis of the report
- II ☐ Priority
- III ☐ Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- IV ☐ Lack of unity of invention
- V ☒ Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- VI ☒ Certain documents cited
- VII ☐ Certain defects in the international application
- VIII ☐ Certain observations on the international application

Date of submission of the demand 18 December 2003 (18.12.2003)	Date of completion of this report 28 September 2004 (28.09.2004)
Name and mailing address of the IPEA/JP	Authorized officer
Facsimile No.	Telephone No.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/JP2003/010188

I. Basis of the report

1. With regard to the elements of the international application:*

- ☒ the international application as originally filed
- ☐ the description:
 pages _____, as originally filed
 pages _____, filed with the demand
 pages _____, filed with the letter of _____
- ☐ the claims:
 pages _____, as originally filed
 pages _____, as amended (together with any statement under Article 19
 pages _____, filed with the demand
 pages _____, filed with the letter of _____
- ☐ the drawings:
 pages _____, as originally filed
 pages _____, filed with the demand
 pages _____, filed with the letter of _____
- ☐ the sequence listing part of the description:
 pages _____, as originally filed
 pages _____, filed with the demand
 pages _____, filed with the letter of _____

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language _____ which is:

- ☐ the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).
- ☐ the language of publication of the international application (under Rule 48.3(b)).
- ☐ the language of the translation furnished for the purposes of international preliminary examination (under Rule 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing:

- ☐ contained in the international application in written form.
- ☐ filed together with the international application in computer readable form.
- ☐ furnished subsequently to this Authority in written form.
- ☐ furnished subsequently to this Authority in computer readable form.
- ☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
- ☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

4. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/fig _____

5. ☐ This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rule 70.16 and 70.17).

** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**1. Statement**

Novelty (N)	Claims	1-14	YES
	Claims		NO
Inventive step (IS)	Claims	1-14	YES
	Claims		NO
Industrial applicability (IA)	Claims	1-14	YES
	Claims		NO

2. Citations and explanations

Document 1: EP 808740 A2 (Toyooki Kogyo Kabushiki Kaisha), 26 November 1997, entire text, all drawings

Document 2: JP 11-113965 A (Autech Japan, Inc.), 27 April 1999, entire text, all drawings

Neither of documents 1 and 2 discloses the feature described in claim 1, wherein "a sloped guide face extending downward as far as the outside of the vehicle cabin is provided on a raising/lowering guide member, and by causing the aforementioned supported part to move along the sloped guide face in tandem with motion of the aforementioned sliding base, the aforementioned seat-raising/lowering arm is made to move diagonally in the vertical direction while the interval between the aforementioned pivot support point and the aforementioned supported part is maintained so as to be constant," or the features described in claim 9, wherein "the seat-moving device is equipped with a raising/lowering guide member which is provided on the vehicle floor side and guides the aforementioned seat-raising/lowering arm so that it rotates in the vertical direction in tandem with motion of the aforementioned sliding base," and "the raising/lowering guide member is given a constitution

wherein it is provided so as to be rotatable in the vertical direction in between a storage position and a raising/lowering guide position which is lower than the storage position, and when the aforementioned seat main body is in the aforementioned raised position, the raising/lowering guide member is displaced to the aforementioned storage position, and when the aforementioned seat main body is moved between at least the raised position and a lowered position, the raising/lowering guide member is displaced to the aforementioned raising/lowering guide position," nor are these features recognized as being features of which a person skilled in the art would easily conceive.

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International application No.

PCT/JP2003/010188

VI. Certain documents cited

1. Certain published documents (Rule 70.10)

<u>Application No. Patent No.</u>	<u>Publication date (day/month/year)</u>	<u>Filing date (day/month/year)</u>	<u>Priority date (valid claim) (day/month/year)</u>
JP 2004-26014 A [E, X]	29 January 2004 (29.01.2004)	25 June 2002 (25.06.2002)	
JP 2004-34813 A [E, X]	05 February 2004 (05.02.2004)	02 July 2002 (02.07.2002)	

2. Non-written disclosures (Rule 70.9)

<u>Kind of non-written disclosure</u>	<u>Date of non-written disclosure (day/month/year)</u>	<u>Date of written disclosure referring to non-written disclosure (day/month/year)</u>